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असाधारण

EXTRAORDINARY

भाग I—खण्ड 1

PART I—Section 1

प्राधिकार से प्रकाशित

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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation

MINISTRY OF COMMERCE

PUBLIC NOTICE

IMPORT TRADE CONTROL

New Delhi, the 18th February, 1965

SUBJECT:—*Import of Machinery, components thereof, equipment, other commodities and raw materials from U.S.A. under the AID programme.*

No. 8-ITC(PN)/65.—Import licences have been issued from time to time under U.S. AID Loans No. DLF 157, DLF 217, 082, 103 and 111 for the import of machinery, components thereof, equipment, other commodities and raw materials, from U.S.A. One of the conditions attached to such licences is that before placing or agreeing to place any order against the licence whose face value is $ 5,000/- or more, the licensee shall execute the form of "Notice to U.S. Business" regarding proposed procurement of goods and shall submit six copies thereof to the Ministry of Industry and Supply (Department of Industry), New Delhi, within 15 days of the receipt of the licence. The Department of Industry will thereafter approve and transmit the "Notice to U.S. Business" to AID Washington for publication in the AID Small Business Circular and advise the licensee of the date upto which he shall have to wait for offers from various U.S. Suppliers in response to his "Notice". On the expiry of this waiting period and subject to the licensee receiving no further communication from the Department of Industry or the AID, Washington, the licensee can finalise orders after considering the quotations received from the U.S. Suppliers.

2. AID may, at its sole discretion, waive the requirement of "Notice to U.S. Business" for particular purchases. For this purpose, the licensee should apply *in advance* to AID, Washington through the Department of Industry requesting grant of a "Waiver" with full justification for the request and supported by documentary evidence, where necessary. The Department of Industry will after satisfying themselves that a *prima facie* case for "Waiver" exists, process the application with AID, Washington and when AID's decision in the matter is received the same will be communicated to the licensee. The licensee cannot finalise orders on the particular U.S. supplier unless and until his request for "waiver" is granted by AID, Washington.

3. A few instances have come to notice where licensees had finalised orders and imported the goods without complying with the "Notice to U.S. Business" requirements or obtaining a "waiver" from AID, Washington prior to placement of orders. Compliance with the "Notice to U.S. Business" requirements or securing a "waiver" from AID, Washington prior to placing of orders is a fundamental condition for AID financing the imports under the applicable Loan Agreement. Importers holding licences granted to them against various AID Loans mentioned above are, therefore, cautioned that non-compliance with the "Notice to U.S. Business" requirements or failure to obtain "waivers" from AID prior to placing of orders, is a violation of the condition of the licence and will result in appropriate action under the Imports and Exports (Control) Act.

P. SABANAYAGAM,

Chief Controller of Imports and Exports.

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